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**SEP 10 2004**

**Commissioner of Patents and Trademarks**

**Alexandria, VA 22313-1450**

**ATTENTION EXAMINER: Jan M. Ludlow**

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Number of Pages

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: application of: Diem; Max et. al.

September 10, 2004

Serial No.: 09/868,463

Group No.: 1743

Filed: June 18, 2001

Examiner: Jan M. Ludlow

For: Method of Characterization of Biological Entities

**AMENDMENT AND RESPONSE TO EXAMINER'S COMMENTS**

**INTRODUCTORY COMMENTS**

In response to the Office Actions dated 8/11/04 , 8/28/04 and 9/03/04, please amend the above-identified application as follows: